

PUBLIC SAFETY DEPARTMENT[661]

Notice of Termination

Pursuant to the authority of Iowa Code section 101A.5, the State Fire Marshal hereby terminates the rule making initiated by its Notice of Intended Action published in the Iowa Administrative Bulletin as **ARC 7312B** on November 5, 2008, that proposed to amend Chapter 5, "Fire Marshal Administration," and to adopt new Chapter 235, "Commercial Explosive Licensing," Iowa Administrative Code.

During 2008, discussions were undertaken between the State Fire Marshal and the Iowa Limestone Association, which is the trade association representing most commercial explosive licensees in the state, to prepare to rewrite and more systematically codify requirements for commercial explosive licenses issued by the Fire Marshal. Pursuant to these discussions, the Notice of Intended Action referenced above was published in the Iowa Administrative Bulletin on November 5, 2008, proposing the adoption of a new chapter on commercial explosive licensing, and a public hearing on the proposed rules was held on December 9, 2008. As commercial explosive licenses expire on and are required to be renewed by January 1 each year, the plan had been to adopt the rules in an Emergency After Notice after the public comment period had ended, in order for the new rules to apply to licenses issued for calendar year 2009. However, after the public comment period had ended, it became apparent that additional work on the rules was needed before they were adopted. Consequently, the rules proposed during 2008 were never adopted. Because the Notice of Intended Action published on November 5, 2008, has now expired, that notice is hereby terminated.